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BY:

[Signature]

DATE:

Jan 27, 2003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re.: Patent Application of
Peter Watts
Conf. No.: 5106
Appln. No.: 09/749,152
Filed: December 27, 2000
Title: COLONIC DRUG DELIVERY
COMPOSITION

:
: Group Art Unit: 1615
:
: Examiner: Susan Tran
:
: Attorney Docket
: No. 10774-21U1
: (WESZ/P14089U1)
: (P-0129)

TECH CENTER 1600/2900
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SUPPLEMENTAL REQUEST FOR RECONSIDERATION

This Supplemental Request for Reconsideration is provided to be supplemental to the Request for Reconsideration filed December 19, 2002 by the Applicant, which itself was submitted in response to the Examiner's Office Action mailed August 19, 2002 (Paper No. 22).

REMARKS

Claims 1-17 are pending in the application.

At page 3 of Paper No. 22, the Examiner has rejected claims 1-13 under the judicially created Doctrine of Obviousness Type Double Patenting as being unpatentable over claims 1-8 of U.S. Patent No. 6,228,396. While not necessarily agreeing with the Examiner's determination, the Applicant submits herewith a Terminal Disclaimer and Statement of Common Ownership.

It is submitted, therefore, that the Examiner's double patenting rejection has been overcome.

CONCLUSION

In view of the above, and the prior filed Request for Reconsideration, it is submitted that claims 1-17 are patentably distinguished over all prior art. Allowance of claims 1-17 at the earliest opportunity is earnestly solicited.

Respectfully submitted,

PETER WATTS

27 January 2003
(Date)

By:

Kristyne A. Bullock
KRISTYNE A. BULLOCK

Registration No. 42,371

AKIN GUMP STRAUSS HAUER & FELD LLP

One Commerce Square

2005 Market Street, Suite 2200

Philadelphia, PA 19103-7013

Telephone: 215-965-1200

Direct Dial: 215-965-1348

Facsimile: 215-965-1210

E-Mail: kbullock@akingump.com

KAB:cmb